

THE CITY OF SAN DIEGO, CALIFORNIA
MINUTES FOR ADJOURNED REGULAR COUNCIL MEETING
OF
TUESDAY, JUNE 16, 1998
HELD ON FRIDAY, JUNE 19, 1998
AT 10:00 A.M.
CONVENTION CENTER EXPANSION PARKING LOT
111 WEST HARBOR DRIVE
SAN DIEGO, CA

CHRONOLOGY OF THE MEETING:

The meeting was called to order by Mayor Golding at 10:10 a.m. Mayor Golding welcomed everyone and commented on what a special day it was for all of the communities in the region. She noted that before the groundbreaking could occur, the City Council must vote on two final actions that will allow the commencement of the Convention Center expansion process. Mayor Golding announced that there would be no public testimony or Council discussion taking place, only the votes. She invited all to stay after the meeting for the rest of the ceremony and then refreshments. Mayor Golding adjourned the meeting at 10:20 a.m.

ATTENDANCE DURING THE MEETING:

- (M) Mayor Golding-present
- (1) Council Member Mathis-present
- (2) Council Member Wear-present
- (3) Council Member Kehoe-present
- (4) Council Member Stevens-present
- (5) Council Member Warden-present
- (6) Council Member Stallings-present
- (7) Council Member McCarty-not present

- (8) Council Member Vargas-present
- Clerk-Abdelnour (lw)

FILE LOCATION: MINUTES

ITEM-300: ROLL CALL

Clerk Abdelnour called the roll:

- (M) Mayor Golding-present
- (1) Council Member Mathis-present
- (2) Council Member Wear-present
- (3) Council Member Kehoe-present
- (4) Council Member Stevens-present
- (5) Council Member Warden-present
- (6) Council Member Stallings-present
- (7) Council Member McCarty-not present
- (8) Council Member Vargas-present

ITEM-205:

(Trailed from the regular meeting of Monday, June 15, 1998, Item 205B to Tuesday, June 16, 1998; trailed from the meeting of Tuesday, June 16, 1998, Item 205B, solely for a vote by Council.)

SUBJECT: Convention Center Expansion.

(See City Manager Report CMR-98-128. Centre City Community Area. District-2.)

TODAY'S ACTION IS:

Adoption of the following resolution:

Subitem-B: (R-98-1318) ADOPTED AS RESOLUTION R-290289

Authorizing the City Manager to enter into a Phase VIII Interim Agreement with Golden Turner, to permit Golden Turner to re-mobilize staff and re-establish the job-site, demolish the USO building, work on the preliminary utility relocation bid package, begin preparation of bid packages, and perform other tasks necessary and related to the Convention Center Expansion, which Interim Agreement shall be in the amount of \$552,700, subject to certification of the City Auditor and Comptroller that appropriate funding is available;

Authorizing the Auditor and Comptroller to appropriate and expend from the Convention Center Expansion Fund 102212, an amount up to \$552,700, as may be required for interim funding of the Golden Turner Phase VIII Interim Agreement, with the intent that such interim funding may be reimbursed from future Project funding sources, such as bond proceeds and Port District Contribution;

Authorizing the City Manager to utilize, if necessary and subject to certification of availability of funds by the City Auditor and Comptroller, \$3,000,000 from the Owner's Contingency to fund actual hard construction costs, prior to incorporating deductive alternatives into the Project.

Aud. Cert. 9801380.

FILE LOCATION: MEET (62)

MOTION BY WEAR TO ADOPT THE RESOLUTION FOR ITEM 205 AND THE ORDINANCE FOR ITEM 337 AS FOLLOWS: INTRODUCE, DISPENSE WITH THE READING AND ADOPT THE FISCAL YEAR 1998 APPROPRIATIONS ORDINANCE AMENDED IN THE AMOUNT OF \$216,294,878; AUTHORIZE THE CITY AUDITOR TO APPROPRIATE AND EXPEND THESE MONIES; AUTHORIZE THE AUDITOR TO EXPEND AN ADDITIONAL AMOUNT UP TO \$750,000 FOR EACH MONTH OF DELAY FROM FEBRUARY 1, 1998, UNTIL THE START OF CONSTRUCTION, DUE TO THE UNNECESSARY CONSTRUCTION DELAYS BROUGHT ABOUT BY THE OPPONENTS OF THIS PROJECT; AND LASTLY, AUTHORIZE THIS ORDINANCE TO TAKE EFFECT IMMEDIATELY UPON ITS ADOPTION TODAY AS TWO PUBLIC HEARINGS HAVE ALREADY BEEN HELD; FURTHER MOVE THE ADOPTION OF THE RESOLUTION AUTHORIZING A PHASE VIII INTERIM AGREEMENT WITH GOLDEN TURNER TO BEGIN PRELIMINARY RE-MOBILIZATION WORK FOR AN AMOUNT NOT TO EXCEED \$552,700; AND AUTHORIZE THE CITY MANAGER TO USE, IF NECESSARY, UP TO \$3 MILLION FROM THE OWNER'S CONTINGENCY TO FUND HARD CONSTRUCTION COSTS. Second by Stevens. Passed by the following vote: Mathis-yea, Wear-yea, Kehoe-yea, Stevens-yea, Warden-yea, Stallings-yea, McCarty-not present, Vargas-yea, Mayor Golding-yea.

ITEM-337:

(Trailed from the adjourned regular meeting of Tuesday, June 16, 1998, Item 337, solely for a vote by Council.)

SUBJECT: Convention Center Expansion.

(See City Manager Report CMR-98-128. Centre City Community Area. District-2.)

TODAY'S ACTIONS ARE:

Introduction and adoption of the following Ordinance:

(O-98-136) INTRODUCED AND ADOPTED AS ORDINANCE
O-18531 (New Series)

Introduction and adoption of an Ordinance amending Ordinance No. O-18424 (New Series), titled "An Ordinance Adopting the Annual Budget for the Fiscal Year 1997-98" by continuing the Capital Improvements Program Budget for the Convention Center Expansion Project.

FILE LOCATION: MEET (62)

MOTION BY WEAR TO ADOPT THE RESOLUTION FOR ITEM 205 AND THE ORDINANCE FOR ITEM 337 AS FOLLOWS: INTRODUCE, DISPENSE WITH THE READING AND ADOPT THE FISCAL YEAR 1998 APPROPRIATIONS ORDINANCE AMENDED IN THE AMOUNT OF \$216,294,878; AUTHORIZE THE CITY AUDITOR TO APPROPRIATE AND EXPEND THESE MONIES; AUTHORIZE THE AUDITOR TO EXPEND AN ADDITIONAL AMOUNT UP TO \$750,000 FOR EACH MONTH OF DELAY FROM FEBRUARY 1, 1998, UNTIL THE START OF CONSTRUCTION, DUE TO THE UNNECESSARY CONSTRUCTION DELAYS BROUGHT ABOUT BY THE OPPONENTS OF THIS PROJECT; AND LASTLY, AUTHORIZE THIS ORDINANCE TO TAKE EFFECT IMMEDIATELY UPON ITS ADOPTION TODAY AS TWO PUBLIC HEARINGS HAVE ALREADY BEEN HELD; FURTHER MOVE THE ADOPTION OF THE RESOLUTION AUTHORIZING A PHASE VIII INTERIM AGREEMENT WITH GOLDEN TURNER TO BEGIN PRELIMINARY RE-MOBILIZATION WORK FOR AN AMOUNT NOT TO EXCEED \$552,700; AND AUTHORIZE THE CITY MANAGER TO USE, IF NECESSARY, UP TO \$3 MILLION FROM THE OWNER'S CONTINGENCY TO FUND HARD CONSTRUCTION COSTS. Second by Stevens. Passed by the following vote: Mathis-yea, Wear-yea, Kehoe-yea, Stevens-yea, Warden-yea, Stallings-yea, McCarty-not present, Vargas-yea, Mayor Golding-yea.

ITEM-CS-1: (R-98-1592) ADOPTED AS RESOLUTION R-290290

A Resolution adopted by the City Council in Closed Session on June 19, 1998:

Authorizing the City Manager to pay the sum of \$32,500 in the settlement of each and every claim against The City of San Diego, its agents and employees resulting from property damage to Wier Construction Company; authorizing the City Auditor and Comptroller to issue one check to Wier Construction Company, Inc., and its attorney of record, Ramseyer & Kuhlman, in the amount of \$32,500, made payable to Wier Construction Company, Inc., and its attorney of record, Ramseyer & Kuhlman, in full settlement of all claims.

Aud. Cert. 9801384

FILE LOCATION: MEET

ITEM-CS-2: (R-99-142) ADOPTED AS RESOLUTION R-290466

A Resolution adopted by the City Council in Closed Session on June 19, 1998:

Authorizing the City Manager to settle claims of the City of San Diego against Defendants Parsons Engineering Science, Earl Walls, and St. Charles Manufacturing related to and in partial settlement of the lawsuit City of San Diego v. Blake Construction, et al., San Diego Superior Court Case No. 706102.

Aud. Cert. None

FILE LOCATION: MEET

Minutes of the Council of the City of San Diego
for the Adjourned Regular Meeting of Tuesday,
June 16, 1998, held on Friday, June 19, 1998

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ADJOURNMENT:

The meeting was adjourned by Mayor Golding at 10:20 a.m.

FILE LOCATION: MINUTES